

Administrator – Acting
Jolaine Johnson & Leo Drozdoff

(775) 687-4670

Administration
Facsimile 687-5856

Water Quality Planning
Water Pollution Control
Facsimile 687-4684

Mining Regulations & Reclamation
Facsimile 684-5259

State of Nevada
KENNY C. GUINN
Governor



ALLEN BIAGGI, Director

Air Pollution Control
Air Quality Planning
Facsimile 687-6396

Waste Management
Federal Facilities

Corrective Actions
Facsimile 687-8335

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DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

DIVISION OF ENVIRONMENTAL PROTECTION

333 W. Nye Lane, Room 138
Carson City, Nevada 89706

October, 11 2004

NOTICE OF DECISION

WATER POLLUTION CONTROL PERMIT
NUMBER NEV2004102

Nevada Rae Gold, Inc. *Black Rock Canyon Mine and Mill Project*

The Nevada Division of Environmental Protection has decided to issue Water Pollution Control Permit NEV2004102 to Nevada Rae Gold, Inc. This permit authorizes the construction, operation, and closure of approved placer mining facilities in Lander County. The Division has been provided with sufficient information, in accordance with Nevada Administrative Code (NAC) 445A.350 through NAC 445A.447, to assure the Division that the groundwater quality will not be degraded by this operation, and that public safety and health will be protected.

The permit will become effective 26 October 2004. The final determination of the Administrator may be appealed to the State Environmental Commission pursuant to Nevada Revised Statute (NRS) 445A.605 and NAC 445A.407. All requests for appeals must be filed by 5:00 PM, 21 October 2004, on Form 3, with the State Environmental Commission, 333 West Nye Lane, Capitol Complex, Carson City, Nevada 89706-0851. For more information, contact Miles Shaw at (775) 687-9409, toll free in Nevada at (800) 992-0900, extension 4670, or visit the Division website at www.ndep.nv.gov/bmrr/bmrr01.htm.

During the public comment period, one (1) letter was received from the Nevada Division of Wildlife (NDOW) to request that, although the proposed recycle water ponds do not pose a chemical hazard, methods be considered to restrict terrestrial wildlife access to

mitigate physical hazards. NDEP has recommended that the Permittee contact NDOW to discuss the concerns.